

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT
IN AND FOR UTAH COUNTY, STATE OF UTAH.

Provo Reservoir Company,
a corporation,
Plaintiff,

vs.

Provo City, et al,
Defendants,

No. 2888 Civil

Contempt Proceeding

D E M U R R E R.

Whereas, the plaintiff in the above entitled cause has filed herein a motion for a change of trial judge to hear and determine the issues joined by the allegations of the affidavit of R.J.Murdock on file herein charging the defendants Provo City, a municipal corporation, and O.K.Hansen, Mayor, Charles Hopkins and J.Elmer Jacobsen, city commissioners of said Provo City, Frank Deming, city engineer, Clark Newell Superintendent of waterworks, all as agents, servants, employees, and persons acting for and in behalf of said Provo City, with being guilty of contempt of the provisions of the decree heretofore made and entered by the Court in the above entitled cause, and the answer of the said defendants to said affidavit; and,

Whereas, said plaintiff has filed a motion herein for change of trial judge to hear the issues joined by said affidavit of R.J.Murdock and the answer of the defendants thereto, and said plaintiff, in support of said motion for change of trial judge, has made and filed herein the affidavit of Joseph R. Murdock,-

Come now the defendants in said contempt proceed-

ing and hereby demur to the said affidavit of said Joseph R. Murdock, and for grounds of said demurrer said defendants say:-

1. That said affidavit of Joseph R. Murdock does not state facts sufficient to constitute any cause or reason for this Court granting said motion of the plaintiff for a change of trial judge to hear and determine the issues joined in said contempt proceeding.

A. B. Morgan
Jacob Coleman
Attorneys for the Defendants.

Due service is hereby admitted of the above and foregoing Demurrer by receipt of a full, true and correct copy of the same this 28th. day of April, 1927.

Borth & Brookbank
Attorneys for Plaintiff.

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INVESTIGATIVE
UTAH CO. UTAH,
FILED

E. B. Dasturp (Clerk)
Deputy